

Form PTO-1390  
(REV 10-94)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371ATTORNEY'S DOCKET NUMBER  
SHIM008U.S. APPLICATION NO.  
09/763,286INTERNATIONAL APPLICATION NO.  
PCT/JP99/04251INTERNATIONAL FILING DATE  
23 August 1999PRIORITY DATE CLAIMED  
24 August 1998TITLE OF INVENTION  
CARBONYL-STRESS IMPROVING AGENT AND PERITONEAL DIALYSATEAPPLICANT(S) FOR DO/EO/US  
Toshio Miyata

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This express request to begin examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and the PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19<sup>th</sup> month from the earliest claimed priority date.
5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2)):
  - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ has been transmitted by the International Bureau. (**However, a courtesy copy is attached hereto.**)
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (37 U.S.C. 371(c)(3)):
  - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

## Items 11 to 16 below concern other document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A **FIRST** preliminary amendment.  
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information: Return Receipt Postcard

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U.S. APPLICATION NO. (If known) <b>37 CFR 1.50</b> 09/763,286	INTERNATIONAL APPLICATION NO. PCT/JP99/04521	ATTORNEY'S DOCKET NUMBER SHIM008
17. <input checked="" type="checkbox"/> The following fees are submitted: <b>Basic National Fee (37 CFR 1.492(a)(1)-(5)):</b>  Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and international search report not prepared by the EPO or JPO \$970.00  International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search report prepared by the EPO or JPO \$840.00  International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$690.00  International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$670.00  International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) \$ 96.00		
<b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>		\$ 0.00
Surcharge of \$130.00 for furnishing the oath or declaration later than <u>  20  </u> <u>  X  </u> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).		\$ 130.00
<b>CLAIMS</b>	<b>NUMBER FILED</b>	<b>NUMBER EXTRA</b>
Total Claims	16 - 20 =	0
Independent Claims	2 - 3 =	0
MULTIPLE DEPENDENT CLAIM(S) (if applicable)		+ \$260.00
<b>TOTAL OF ABOVE CALCULATIONS =</b>		\$ 130.00
Applicant claims small entity status. See 37 CFR 1.27. Reduction of ½ for filing by small entity.		\$ 65.00
<b>SUBTOTAL =</b>		\$ 65.00
Processing Fee of \$130.00 for furnishing the English translation later than <u>  20  </u> <u>  30  </u> months from the earliest claimed priority date (37 CFR 1.492(f)).		\$ 0.00
<b>TOTAL NATIONAL FEE =</b>		\$ 65.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property.		\$ 0.00
<b>TOTAL FEES ENCLOSED =</b>		\$ 65.00
		<b>Amount to be:</b> <b>refunded</b> \$
		<b>charged</b> \$65.00

a. .... A check in the amount of \$ \* to cover the above fees is included.

b.   X   Please charge my Deposit Account No. 50-0815 in the amount of \$ 65.00 to cover the above fees. A duplicate copy of this sheet is enclosed.

c.   X   The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-0815. A duplicate copy of this sheet is enclosed.

**NOTE:** Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

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 Menlo Park, CA 94025  
 (650) 327-3400 Telephone  
 (650) 327-3231 Facsimile  
 .....

SIGNATURE

Karl Bozicevic

NAME

28.807

REGISTRATION NO.